

12-07-99

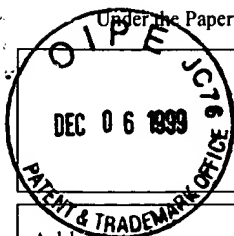
CAU-1753 \$

PTO/SB/29 (1/98)

Approved for use through 09/30/2000. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing.
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

CHECK BOX, if applicable:
☐ **DUPLICATE**

Address to:

Assistant Commissioner for Patents
Box CPA
Washington, DC 20231

Attorney Docket No.	514425-3596
First Named Inventor	Toru Nakamura
Examiner Name	Janis L. Dote
Group/Art Unit	1753
Express Mail Label No.	EL250497402US

This is a request for a ☒ continuation or ☐ divisional application under 37 C.F.R. § 1.53(d),
(a continued prosecution application (CPA)) of prior application number 09/000,330
filed on January 29, 1998, entitled Toner for Developing Electrostatically Charged Image of Heat Roller Type Copier
or Printer.

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either:
(1) complete as defined by 37 C.F.R. § 1.51(b) or (2) the national stage of an international application in compliance with 35 U.S.C. 371.
A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is
subject to the twenty-year patent term provisions of 35 U.S.C. § 1.54(a)(2). Therefore, the prior application of a CPA may have been filed
before, on or after June 8, 1995.

C-I-P- NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. § 1.53(d), but must be filed under
37 C.F.R. § 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application
as of the filing date of the request for a CPA. 37 C.F.R. § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an
application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant
under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. § 1.14 to access to, copies
of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other
application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none
should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific
reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. § 1.78(a).

1. ☐ Enter the unentered amendment previously filed on _____
under 37 C.F.R. § 1.116 in the prior nonprovisional application.
2. ☒ A preliminary submission is intended. The Examiner is respectfully requested to telephone the undersigned prior
to acting on this continuation case, if such preliminary submission is not yet in the file.
3. This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53(d)(4).
 - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
 - a. ☐ PTO-1449
 - b. ☐ Copies of IDS Citations

12/08/1999 DVUONG 00000087 09000330

01 FC:131
02 FC:117760.00 OP
870.00 OP

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 C.F.R. § 1.16(c) or (j))	4 - 20* =	0	x \$ 18 =	\$ 0.00	
INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b) or (l))	1 - 3** =	0	x \$ 78 =	0.00	
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. § 1.16(d))			+ \$ 260 =		
			BASIC FEE (37 C.F.R. § 1.16)	760.00	
			Total of above Calculations =	\$ 760.00	
Reduction by 50% for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27 & 1.28).					
* Reissue claims in excess of 20 and over original patent.					
** Reissue independent claims over original patent.					
TOTAL =				\$ 760.00	

6. Small entity status:

- a. ☐ A small entity statement is enclosed, if (b) and (c) do not apply.
- b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- c. ☐ Is no longer claimed.

7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. **50-0320**

- a. ☐ Fees required under 37 C.F.R. § 1.16.
- b. ☒ Fees required under 37 C.F.R. § 1.17.
- c. ☐ Fees required under 37 C.F.R. § 1.18.
8. ☒ A check in the amount of \$ **760.00** is enclosed.
9. ☒ Other: Pursuant to 37 C.F.R. 1.136(a)(iii) Applicants petition the Assistant Commissioner to extend the time period to file a response by 3 months, from September 4, 1999 up to and including December 6, 1999 (since December 4, 1999 is a Saturday). Enclosed is a check in the amount of **\$870.00** to cover this fee.

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NOTE: The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

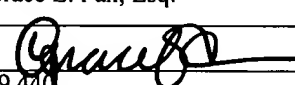
10. NEW CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Labelor ☐ New correspondence address below

(Insert Customer No. or Attach bar code label here)

Name	William F. Lawrence, Esq. FROMMER LAWRENCE & HAUG LLP				
Address	745 Fifth Avenue				
City	New York	State	NY	Zip Code	10151
Country	U.S.	Telephone	(212) 588-0800	Fax	(212) 588-0500

11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) Attorney	Grace L. Pan, Esq.
Signature	
Registration No. (Attorney/Agent)	39,440
Date	December 6, 1999



Attorney Docket No. 514425-3596

New U.S. Continued Prosecution Application filed **December 6, 1999** entitled:

**TONER FOR DEVELOPING ELECTROSTATICALLY CHARGED IMAGE OF HEAT
ROLLER TYPE COPIER OF PRINTER**

Express Mail No.: EL250497402US

Date of Deposit: December 6, 1999

I hereby certify that this Continued Prosecution Application is being deposited
with the United States Postal Service "Express Mail Post Office to Addressee" service under
CFR 1.10 on the date indicated above and is addressed to:

Assistant Commissioner for Patents
Box CPA
Washington, D.C. 20231.

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